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[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

COBALT PARTNERS, LP, et al.,
Plaintiffs,

vs.

SUNEDISON, INC., et al.,
Defendants.

Related Case No. 3:16-cv-02263-WHA

**STIPULATION AND ~~PROPOSED~~
SCHEDULING ORDER OF ADR
DEADLINES**

Judge: Hon. William Alsup

1 GLENVIEW CAPITAL PARTNERS, L.P., et al.,
2 Plaintiffs,

3 vs.

4 SUNEDISON , INC., et al.,
5 Defendants.

Related Case No. 3:16-cv-02264-WHA

6 CHARLES BLOOM, et al.,

7 Plaintiffs,

8 vs.

9 SUNEDISON , INC., et al.,
10 Defendants.

Related Case No. 3:16-cv-02265-WHA

11 OMEGA CAPITAL INVESTORS, L.P., et al.,
12 Plaintiffs,

13 vs.

14 SUNEDISON , INC., et al.,
15 Defendants.

Related Case No. 3:16-cv-02268-WHA

Pursuant to Civil Local Rules 6-2(a) and 7-12, the parties, by and through their respective undersigned counsel of record, submit the following stipulation and proposed order:

WHEREAS, on April 27, 2016 an Initial Case Management Scheduling Order with ADR Deadlines was entered in the case captioned *Cobalt Partners, L.P. v. SunEdison, Inc. et al.*, 3:16-cv-2263 (“*Cobalt*”);

WHEREAS the Initial Case Management Conference in *Cobalt* is set for August 18, 2016. [Dkt. 48], and the corresponding deadline to file ADR Certifications and a Notice of Need for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

WHEREAS, on April 28, 2016 an Initial Case Management Scheduling Order with ADR Deadlines was entered in the case captioned *Glenview Capital Partners, L.P. v. SunEdison, Inc. et al.*, 3:16-cv-2264 (“*Glenview*”);

WHEREAS the Initial Case Management Conference in *Glenview* is set for August 18, 2016. [*Glenview* Dkt. 48], and the corresponding deadline to file ADR Certifications and a Notice of Need for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

WHEREAS, on April 28, 2016 an Initial Case Management Scheduling Order with ADR Deadlines was entered in the case captioned *Bloom v. SunEdison, Inc. et al.*, 3:16-cv-2265 (“*Bloom*”);

WHEREAS the Initial Case Management Conference in *Bloom* is set for August 18, 2016. [*Bloom* Dkt. 20], and the corresponding deadline to file ADR Certifications and a Notice of Need for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

WHEREAS, on April 27, 2016 an Initial Case Management Scheduling Order with ADR Deadlines was entered in the case captioned *Omega Capital Partners L.P. v. SunEdison, Inc. et al.*, 3:16-cv-2268 (“*Omega*”);

WHEREAS the Initial Case Management Conference in *Omega* is set for August 18, 2016. [*Omega* Dkt. 43], and the corresponding deadline to file ADR Certifications and a Notice of Need for ADR Phone Conference or Stipulation to ADR Process is July 28, 2016;

WHEREAS, Defendants have requested additional time to fully discuss available ADR options with their clients, many of whom are individuals, and to gather their clients’ signatures;

1 WHEREAS, Defendants have met and conferred with Plaintiffs over the requested
2 extension, and agreed to extend the deadline to file the ADR Certifications and a Notice of Need
3 for ADR Phone Conference or Stipulation to ADR Process until August 11, 2016;

4 WHEREAS, the agreed extension will not delay any scheduled hearings;

5 WHEREAS, Plaintiffs previously agreed to provide Defendants an extension of time to
6 respond to the Complaints in *Cobalt*, *Omega*, and *Glenview*, and Defendants' deadlines to respond
7 in *Omega* and *Glenview* were further extended by grant of Defendants' Administrative Motions to
8 Extend Time, and Plaintiffs in *Bloom* previously agreed that Defendants are not required to
9 respond to the Complaint until after the motion to transfer and motion to remand are decided;

10 WHEREAS, the Court has previously ordered, pursuant to stipulation, an extension of time
11 to file opposition and reply briefs to Defendants' motion to dismiss *Cobalt*;

12 WHEREAS, the Court has previously ordered, pursuant to stipulation, an extension of time
13 to file opposition and reply briefs to Defendants' motions to transfer in *Bloom*, *Cobalt*, *Omega*,
14 and *Glenview*, and Plaintiffs' motions to remand in *Bloom*, *Cobalt*, *Omega*, and *Glenview*;

15 WHEREAS, no other extensions of time have been granted in these actions;

16 NOW THEREFORE, the parties hereby agree, and request the court to order that:

- 17 1. The deadline to file ADR Certifications is extended to August 11, 2016;
18 2. The deadline to file a Notice of Need for ADR Phone Conference or Stipulation to
19 ADR Process is extended to August 11, 2016;
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1 Dated: July 28, 2016

Respectfully Submitted,

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 8, 2016.



Honorable William Alsup
United States District Judge